

day, at 4:45 o'clock p. m., presented same to the Governor for his approval.  
FAUBION, Chairman.

Committee Room,  
Austin, Texas, March 4, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 13, Joining the Legislatures of the several States of the Union in an application to Congress to submit to the several States a resolution proposing an amendment to the Constitution of the United States so as to provide that all amendments to the Constitution of the United States shall be submitted to the qualified electors of the several States for ratification or rejection,

Have carefully compared same and find it correctly enrolled, and have this day, at 4:45 o'clock p. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,  
Austin, Texas, March 4, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 371, "An Act creating and establishing out of the territory now embraced in the counties of Cameron, Willacy and Hidalgo, in the State of Texas, four counties to be known as the counties of Cameron, Willacy, Hidalgo and Kenedy, each containing the superficial area of not less than seven hundred square miles; appointing commissioners necessary for the organization of said new county; providing for the division of said county into commissioners and justice precincts; providing for the naming of each of same; providing for the holding of county and special elections for the election of county and precinct officers; and for the designation of the county seat of the county embraced in the territory not now containing a county seat; providing for the attaching of said county to judicial, representative, senatorial and congressional districts and supreme judicial districts; providing for the assessment and collection of taxes, for the defraying of expenses of organization, and for the payment of the proportion of the liabilities of the counties of Cameron, Hidalgo and Willacy as now constituted chargeable respectively on the

territory taken from them; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 11:30 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,  
Austin, Texas, March 4, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 390, "An Act creating the Saint Jo Independent School District in Montague county, Texas, out of the territory known as the Saint Jo Independent School District in said county; defining its boundaries and providing for the election of trustees therefor, and authorizing the board of trustees to levy, assess and collect special taxes; conferring upon the board of trustees plenary powers; providing authority to issue bonds for the purposes of purchasing school building sites, and erecting, furnishing and equipping school buildings within the said district; to levy taxes therefor, and to pay current expenses for the support and maintenance of said schools; providing for a board of equalization, and prescribing the duty and authority of said board, and further prescribing the duty and authority of said board of trustees, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 11:30 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

### THIRTY-SIXTH DAY.

(Monday, March 7, 1921.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Thomas.

The roll was called and the following members were present:

Adams.	Beasley
Aiken.	of McCulloch.
Baker.	Beavens.
Baldwin.	Black, O. B.,
Barker.	of Bexar.
Barrett of Bell.	Black, W. A.,
Barrett of Fannin.	of Bexar.
Bass.	Bonham.
Beasley	Branch.
of Hopkins.	Bryant.

Burmeister.	Miller of Parker.
Burns.	Morgan.
Carpenter.	Moore.
Childers.	Morris of Medina.
Chitwood.	Morris
Coffee.	of Montague.
Cox.	Mott.
Crawford.	Neblett.
Curtis.	Owen.
Darroch.	Patman.
Davis, John E.,	Perkins
of Dallas.	of Cherokee.
Davis, John,	Perkins of Lamar.
of Dallas.	Perry.
Dinkle.	Pollard.
Duffey.	Pool.
Duncan.	Pope.
Edwards.	Quaid.
Estes.	Quicksall.
Faubion.	Quinn.
Fly.	Rice.
Fugler.	Rogers of Harris.
Garrett.	Rogers of Shelby.
Greer.	Rountree.
Grissom.	Rowland.
Hall.	Satterwhite.
Hanna.	Schweppe.
Hardin.	Seagler.
Harrington.	Sims.
Henderson	Smith.
of McLennan.	Sneed.
Henderson	Stephens.
of Marion.	Stevenson.
Hendricks.	Stewart
Hill.	of Edwards.
Horton.	Stewart of Reeves.
Johnson	Swann.
of Gillespie.	Sweet of Tarrant.
Johnson of Ellis.	Teer.
Johnson	Thomas
of Wichita.	of Limestone.
Jones.	Thomason.
Kacir.	Thompson
Kellis.	of Harris.
King.	Thompson
Kveton.	of Red River.
Lackey.	Thorn.
Laird.	Thrasher.
Lauderdale.	Veatch.
Lawrence.	Wadley.
Lindsey.	Walker.
Looney.	Wallace.
McCord.	Webb.
McDaniel.	Wessels.
McKean.	West.
Malone.	Westbrook.
Martin.	Williams
Mathes.	of McLennan.
Melson.	Williams
Menking.	of Montgomery.
Merriman.	Wright.
Miller of Dallas.	

Absent.

Brown.

Sweet of Brown.

#### Absent—Excused.

Binkley.	Leslie.
Brady.	McFarlane.
Burkett.	McLeod.
Crumpton.	Marshall.
Cummins.	Rosser.
Harrison.	Shearer.
Laney.	

A quorum was announced present.

Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

#### LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Binkley for today, on motion of Mr. Quaid.

Mr. McFarlane for today, on motion of Mr. Merriman.

Mr. Cummins for today, on motion of Mr. Curtis.

Mr. Shearer for today, on motion of Mr. Faubion.

Mr. Rosser for today, on motion of Mr. Wallace.

Mr. Burkett for today, on motion of Mr. Cox.

Mr. Hall for last Saturday, on motion of Mr. W. A. Black of Bexar.

Mr. O. B. Black of Bexar for last Saturday, on motion of Mr. Morris of Medina.

Mr. Marshall was excused for today and indefinitely, on motion of Mr. Henderson of Marion, on account of sickness.

#### HOUSE BILL ON FIRST READING.

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Pollard:

H. B. No. 586, A bill to be entitled "An Act authorizing the State Board of Health through the State Health Officer to prevent materials subject to infectious diseases being used in the making or remaking of bedding and to prevent the sale of bedding so made; requiring proper description of the materials used in the making, remaking or renovating of bedding and providing a penalty for failure to make proper designation by the use of tags and providing a penalty for the improper removal, defacing or alteration of said tags; defining a unit of offense hereunder; providing for inspection of man-

ufacturing conditions; providing a remedy therefor with penalty for failure to comply with sanitary rules; providing for issuance of a certificate or permit to plants complying with sanitary regulations in the making, remaking or renovation of bedding properly sterilized; providing for information and prosecution and defining the penalty for any violation of any provisions of this act."

Referred to Committee on Public Health.

#### PROVIDING FOR PORTRAIT OF EX-GOVERNOR HOBBY.

Mr. John Davis of Dallas offered the following resolution:

Be it resolved by the House of Representatives, That the portrait of ex-Governor W. P. Hobby be painted; that it be placed on the wall of the capitol building as the portraits of other ex-Governors are now placed; and that the sum of five hundred (\$500.00) dollars, or so much thereof as may be necessary, be, and the same is hereby set aside out of the contingent expense fund of the House, to cover the cost of such portrait, and that a committee of three be appointed by the Speaker and they be authorized to negotiate for, procure and place the portrait as herein provided.

The resolution was read second time.

Mr. Owen moved to refer the resolution to Committee on State Affairs, and the motion was lost.

Question recurring on the resolution, it was adopted.

In accordance with the above action the Speaker announced appointment of the following committee to purchase and place portrait of ex-Governor Hobby:

Messrs. John Davis of Dallas, Merri-man, and W. A. Black of Bexar.

#### RELATING TO RECLAMATION OF ARID AND SWAMP LANDS.

Mr. Stewart of Reeves offered the following resolution:

House Concurrent Resolution No. 36:

Whereas, The future growth and prosperity of Texas and the entire West and Southwest is of vital importance in connection with the maintenance of our national institutions and of inestimable value in connection with the future defense of the Nation, and

is almost wholly dependent upon the development and utilization of natural resources, particularly the reclamation by irrigation and drainage of the vast areas of now unproductive desert and swamp lands; and

Whereas, The wisdom of government reclamation of arid lands by irrigation and drainage has been fully demonstrated through the accomplishments of the United States Reclamation Service created by an Act of Congress in 1902 whereby former arid and wholly unproductive lands now sustain upwards of 45,000 prosperous families and contribute annually eight million dollars in crop value to our national wealth; and

Whereas, There is an urgent necessity for stimulating activity in that greatest of all American industries—home building—and for the lending of national support to the "back to the farm movement" in order that our discontented floating population might be permanently cemented to the soil and its loyalty as citizens guaranteed to the Nation; and

Whereas, The most important of these reclamation enterprises are beyond the scope and probability of development by private or even State capital, but are essentially national problems; now, therefore, be it

Resolved by the House of Representatives of the State of Texas the Senate concurring, That we hereby endorse a fixed and comprehensive national policy of reclamation of arid and swamp lands and solicit the immediate enactment of legislation designed and adapted to the needs of this great work, embodying such policies as will make available the natural resources essential to drainage and reclamation; and that the Secretary of State of the State of Texas is hereby instructed to forward this resolution to the Senate and House of Representatives of the United States of America.

Signed—Stewart of Reeves, Branch, Perry, Rountree, Carpenter, Quaid, Pool, Schweppe, Pope, Burmeister, Morris of Medina, O. B. Black of Bexar, Stewart of Edwards, Wadley, Kellis, Burkett, Cox, Pollard, Jones, West, Duncan, Johnson of Wichita, Neblett, Shearer, King, Marshall, Chitwood, Stephens, Sims, Satterwhite, Patman, Henderson, Hill, John Davis of Dallas, Merriman, Lackey.

The resolution was read second time and was adopted.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 7, 1921.

Hon. Charles G. Thomas, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has requested the return to the Senate of House bill No. 324 for further consideration.

Has passed

S. B. No. 167, A bill to be entitled "An Act to amend Chapter 160 of the Acts of the Regular Session of the Thirty-sixth Legislature of the State of Texas, approved April 3, 1919, the same being an act regulating the employment of women and minors and establishing a Board of Industrial Welfare to investigate and deal with such employment, including the fixing of a minimum wage, providing for an appropriation therefor, and fixing penalties for the violation thereof and declaring an emergency; by providing for the appointment of a Board of Industrial Welfare; defining their powers and duties; fixing their salaries, and fixing penalties for the violation thereof, and declaring an emergency."

S. B. No. 306, A bill to be entitled "An Act creating the Stuart Independent School District in Cameron county, Texas, and defining its boundaries; providing for the election of a board of trustees; providing for the selection of a secretary, treasurer, assessor and collector of taxes and all other necessary officers and committees, and prescribing their qualifications; investing said district with all the rights, powers, etc., of a town or village incorporated under the general laws of the State for free school purposes only, and declaring an emergency."

S. B. No. 319, A bill to be entitled "An Act amending Chapter 41 of the Special Laws passed at the Regular Session of the Thirty-third Legislature, creating a more efficient road system for McLennan county, Texas, so as to authorize the commissioners court of McLennan county pay the road superintendent a yearly salary of not exceeding five thousand (\$5000) dollars, and repealing laws in conflict herewith, and declaring an emergency."

Respectfully,

A. W. HOLT,  
Assistant Secretary of the Senate.

EXTENDING CONGRATULATIONS TO  
DEBATING CLUB.

Mr. Smith offered the following resolution:

Whereas, The debating society of the Texas University entered its first inter-collegiate debate with Eastern universities on Friday, March 4, 1921; and

Whereas, The debate was held with Columbia University of New York City, with the University of Texas being represented by Judson C. Francis of Austin, a committee clerk of the House, and Jack B. Blalock of Marshall, Texas; and

Whereas, The subject of the debate being, "Resolved, that the several States should establish a court of industrial relations similar to that of Kansas," and the affirmative being championed by the Texas boys, and the decision of the judges being unanimous in favor of the affirmative; therefore, be it

Resolved, That the House of Representatives extend to Judson C. Francis and Jack B. Blalock and the University of Texas its sincere congratulations and wishes that they may continue to win such laurels.

Resolved further, That the Chief Clerk of the House of Representatives forward a copy of this resolution to Mr. Francis and Mr. Blalock.

Signed—Smith, Fugler, Thrasher, Pollard.

The resolution was read second time and was adopted.

GRANTING JUDGE IRWIN T. WARD  
LEAVE OF ABSENCE.

The Speaker laid before the House for consideration at this time, the following resolution:

S. C. R. No. 20, Granting Judge Irwin T. Ward leave of absence from the State.

Be it resolved by the Senate, the House concurring, That Hon. Irwin T. Ward, judge of the Eighteenth Judicial District of Texas be permitted and granted authority to leave the State of Texas at any time he may see fit for the purpose of vacation or otherwise during the years of 1921 and 1922.

The resolution was read second time and was adopted.

GRANTING JUDGE P. O. BEARD  
LEAVE OF ABSENCE.

The Speaker laid before the House for consideration at this time, the following resolution:

S. C. R. No. 23, Granting Judge P. O. Beard, judge of the Seventy-first Judicial District, a leave of absence from the State of Texas during vacation of 1921 and 1922.

Be it resolved by the Senate of the State of Texas, The House concurring, That Judge P. O. Beard, judge of the

Seventy-first Judicial District of Texas, be and is hereby granted a leave of absence from the State of Texas during vacation of the years of 1921 and 1922.

The resolution was read second time.

Mr. Fly offered the following amendment to the resolution:

Amend line 2 by adding after the word "District" the words "and all other district judges in Texas"; also, after the word "Texas," in line 7, the words "and all other district judges in Texas."

The amendment was adopted.

The resolution as amended was then adopted.

#### GRANTING JUDGE TERRELL LEAVE OF ABSENCE.

The Speaker laid before the House for consideration at this time, the following resolution:

S. C. R. No. 24, Granting Judge Ben M. Terrell leave of absence from the State.

Be it resolved by the Senate of the State of Texas, the House concurring, That the Hon. Ben M. Terrell, judge of the Sixty-seventh District Court of Texas, be given permission on account of poor health to be absent from the State for the months of July and August in the years of 1921 and 1922.

The resolution was read second time and was adopted.

#### RELATING TO INVESTIGATION OF PENITENTIARY AFFAIRS.

Mr. Teer offered the following resolution:

H. C. R. No. 34, Relating to investigation of penitentiary affairs:

Whereas, Senate Concurrent Resolution No. 10 was passed by the Senate and House, authorizing the Speaker of the House and the President of the Senate to appoint a committee of nine to investigate the penitentiary affairs; and

Whereas, Said resolution provided that said committee may continue to work after the adjournment of the Legislature, but fails to provide to pay the members of the committee any per diem for such work; and

Whereas, It may be necessary for said committee to continue its investigation after the adjournment of the Legislature; therefore, be it

Resolved by the House, the Senate concurring, That the members of the investigation committee shall be paid five dollars per day for the actual number of days they are engaged in the work of investigating the penitentiary affairs

out of session, and their actual necessary hotel and traveling expenses, together with such other necessary, actual and proper expenses incident to the investigation, and that the expense accounts of the various members shall be made out, sworn to, and approved by the chairman or vice chairman of said committee, and said expenses to be paid out of the contingent fund of the Thirty-seventh Legislature, and the provisions of this resolution shall be cumulative of said Senate Concurrent Resolution No. 10.

The resolution was read second time and was adopted.

#### SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 306, to the Committee on Education.

Senate bill No. 319, to the Committee on Roads, Bridges and Ferries.

Senate bill No. 187, to the Committee on Labor.

#### BILL ORDERED NOT PRINTED.

On motion of Mr. Rogers of Shelby, it was ordered that Senate bill No. 283 be not printed.

#### REQUEST OF SENATE GRANTED.

On motion of Mr. Curtis, the request of the Senate for the return of House bill No. 324 for further consideration was granted.

#### HOUSE BILL NO. 117 ON SECOND READING.

The Speaker laid before the House, as a special order for this hour, on its second reading and passage to engrossment,

H. B. No. 117, A bill to be entitled "An Act for the purpose of promoting the public school interests of rural schools and those of small towns, of aiding the people to provide adequate school facilities for the education of their children, by the appropriation of two million dollars each year, or so much thereof as may be necessary, for the next two fiscal years, ending August 31, 1922, and August 31, 1923, respectively, by allowing the State Board of Education and the State Superintendent of Public Instruction to aid such schools, in accordance with the conditions herein specified; providing how such schools

shall be located and school buildings constructed, furnished and maintained; providing certain prerequisites for the granting of such aid, and providing that no school having over five hundred scholastics shall receive such aid, except in the case of bona fide consolidated schools situated in the country; giving preference to all school districts in which the available school funds, together with the local district tax will not maintain the school six months in the year; providing that such schools receiving such aid shall have a certain percentage of attendance with exceptions; granting authority to the State Board of Education and the State Superintendent of Public Instruction to act for the best interests of the schools in cases and conditions not covered by the law; giving to the State Board of Education and the State Superintendent power to establish rules and regulations for the improvement of country schools receiving the benefits of a portion of the funds provided for in this act; providing for the expenses of administration by action of the State Board of Education; providing for reports to be made to the State Superintendent of Public Instruction and for the manner of payment and disbursement of all money granted under the provisions of this act; repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

The bill was read second time.

Mr. Thomason offered the following amendments to the bill:

(1)

Amend House bill No. 117 by striking out the word "school" or "schools" where it occurs in Section 2, line 8, page 2, and in lines 19, 26, 37, 38, page 3, and also in Section 3, page 4, line 22, and in Section 4, line 5, page 5, and substituting in lieu thereof the words "school district" or "school districts."

(2)

Amend Section 2, sub-section 5, page 3, line 12, by striking out entirely the words "exclusive of buildings, repairs, and equipment."

(3)

Amend Section 2, sub-section 5, page 3, lines 29-32, by substituting the words: "and provided, that such aid be not granted in excess of an amount sufficient to pay the teachers the maximum salary permitted by State law out of public free school funds."

The amendments were severally adopted.

Mr. Veatch offered the following amendment to the bill:

Amend House bill No. 117 by striking out all after line 6, page 2, down to Section 11, page 7, and insert in lieu thereof the following:

Section 2. State aid under the provisions of this act shall be apportioned on a per capita basis, in the same manner as the available school fund of the State is now apportioned, to all school districts having a scholastic enrollment of not exceeding five hundred scholastics.

Renumber Section 11 as Section 3.

Signed—Veatch, Darroch, Satterwhite, Bonham.

Mr. Thomason raised a point of order on consideration of the amendment offered by Mr. Veatch on the ground that the amendment was not germane to the purpose of the bill.

The Speaker overruled the point of order on the following grounds:

Sections 1 and 2 of the bill state that the purpose of the bill is to appropriate \$4,000,000 "for the purpose of promoting the public school interests of rural schools and those of small towns," and subsequent sections limit the appropriation to schools of less than 500 scholastics, and provide the manner in which the money shall be distributed. The amendment, as offered, still leaves the bill appropriating \$4,000,000 for the purpose as quoted above, but merely changes the method of distribution of the money, that is, from being distributed to schools meeting certain requirements, to schools according to their number of scholastics.

Question—Shall the amendment be adopted?

#### MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 7, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 293, A bill to be entitled "An Act to authorize counties and cities of over ten thousand inhabitants, either or both, where a fund of fifty thousand dollars, or more, has been, or shall be, left by will, or otherwise, for the establishment and maintenance of a hospital in such city in which the sick and wounded of such city or of the State of Texas, who are indigent, may be ad-

mitted and receive the care and attention of the hospital and medical and surgical attention without cost; to aid in the maintenance of such hospital so far as in the judgment of the commissioners court of the county, or of the governing body of the city, may be proper; to provide hospital accommodations and medical and surgical attention for the sick and wounded of such country or city who may be indigent, and declaring an emergency."

Respectfully,

A. W. HOLT,  
Assistant Secretary of the Senate.

#### RECESS.

On motion of Mr. Johnson of Wichita, the House at 12 o'clock m. took recess to 1:30 o'clock p. m. today.

#### AFTERNOON SESSION.

The House met at 1:30 o'clock p. m., and was called to order by Speaker Thomas.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 7, 1921.  
Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 528, A bill to be entitled "An Act to create a special and more efficient road system for Collin county, in the State of Texas, and making county commissioners ex-officio road commissioners and prescribing their powers and duties as such, and providing for their compensation as such commissioners; and providing for the condemnation of lands and other property by said county for the purpose of laying out and establishing roads and for straightening, widening or draining any established road, and for the condemnation of any timber, earth or other material for the construction and maintenance of public roads, and to provide for compensation for the material used; and providing for the working of county convicts on the public roads and county farm and the purchase of supplies for such convicts, and the rewards for the capture of escaped convicts and for the commutation of sentences for faithful service and good behavior, and providing the powers and duties and liabilities of road overseers, and to provide for the summoning of

road hands and teams for road work, and for the allowance of time for services of hands and teams on public roads and fixing the penalty for violation of same, and relieving them from the performance of such work by the payment of three (\$3.00) dollars, and providing that delinquent poll tax payers shall be liable for extra road duty of three days and providing for the manner of summoning and working of all persons liable for road duty on the public roads who have not paid such road tax or poll tax, and permitting substitution and payment of money in lieu of such service and to provide for the manner of training and maintaining hedges along the public roads and the punishment for failure to comply therewith, and for the allowance of extra time for road overseers, and to provide punishment for all who obstruct any drainway of any public road; and providing further, making this act cumulative of the general laws now in force, and to repeal Chapter 84 of the Acts of the Thirty-sixth Legislature, being a special road law for Collin county, and declaring an emergency."

And has adopted

S. C. R. No. 25, Requesting the Interstate Commerce Commission to grant a hearing to the truck farmers and fruit growers of Texas.

H. C. R. No. 34, Extending the time of the committee investigating the penitentiary system and providing for the compensation and expenses of same.

H. C. R. No. 35, Providing for the erasure of the signatures of the Speaker of the House and the President of the Senate on House bill No. 324.

Respectfully,

A. W. HOLT,  
Assistant Secretary of the Senate.

#### HOUSE BILL NO. 117 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 117, an appropriation in aid of rural schools, on its passage to engrossment with amendment by Mr. Veatch pending.

Mr. Johnson of Wichita moved the previous question on the pending amendment and the main question was ordered.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—43.

Aiken.

Baldwin.

Barker.	Moore.
Barrett of Bell.	Morris
Beasley	of Montague.
of Hopkins.	Mott.
Bonham.	Neblett.
Burns.	Pool.
Childers.	Quaid.
Curtis.	Quinn.
Darroch.	Rowland.
Davis, John E.,	Satterwhite.
of Dallas.	Schweppe.
Duffey.	Sims.
Edwards.	Stevenson.
Garrett.	Stewart
Hanna.	of Edwards.
Henderson.	Stewart of Reeves.
of McLennan.	Swann.
Jones.	Thomas
Kacir.	of Limestone.
Kveton.	Thompson
McDaniel.	of Red River.
Martin.	Veatch.
Menking.	Walker.
Miller of Parker.	Wessels.

## Nays—68.

Adams.	Lauderdale.
Baker.	Lawrence.
Barrett of Fannin.	Lindsey.
Beasley	McKean.
of McCulloch.	Mathes.
Beavens.	Melson.
Black, O. B.,	Merriman.
of Bexar.	Miller of Dallas.
Black, W. A.,	Morgan.
of Bexar.	Morris of Medina.
Branch.	Owen.
Bryant.	Patman.
Burmeister.	Perkins of Lamar.
Coffee.	Perry.
Crawford.	Pollard.
Davis, John,	Pope.
of Dallas.	Quicksall.
Dinkle.	Rice.
Duncan.	Rogers of Harris.
Estes.	Rogers of Shelby.
Faubion.	Seagler.
Fly.	Smith.
Fugler.	Sneed.
Greer.	Sweet of Tarrant.
Grissom.	Thomason.
Hall.	Thompson
Hardin.	of Harris.
Harrington.	Thorn.
Henderson	Thrasher.
of Marion.	Wadley.
Hendricks.	Wallace.
Hill.	Webb.
Horton.	West.
Johnson of Ellis.	Westbrook.
Johnson	Williams
of Wichita.	of Montgomery.
Kellis.	Wright.
Laird.	

## Present—Not Voting.

Looney.	Perkins
	of Cherokee.

## Absent.

Bass.	McCord.
Brown.	Malone.
Carpenter.	Rountree.
Chitwood.	Stephens.
Cox.	Sweet of Brown.
Johnson	Teer.
of Gillespie.	Williams
King.	of McLennan.
Lackey.	

## Absent—Excused.

Binkley.	Leslie.
Brady.	McFarlane.
Burkett.	McLeod.
Crumpton.	Marshall.
Cummins.	Rosser.
Harrison.	Shearer.
Laney.	

Mr. Thomason moved to reconsider the vote by which the amendment was lost and to table the motion to reconsider.

The motion to table prevailed.

## Reason for Vote.

I vote "no" on the Veatch amendment that we may preserve the rural aid policy and make the appropriation direct for the aid sought by the amendment.

## BRYANT.

Mr. Fly offered the following amendment to the bill:

Amend House bill No. 117 by striking out Section 5 and insert as Section 5 the following, viz.:

"Sec. 5. When application is made by any school community for aid under this act, the State Superintendent of Public Instruction shall call upon the county superintendent of the county in which such applicant is situated to make the necessary inspection as provided in this act, furnishing such county superintendent with all needed questions to be answered as a basis for the granting of aid out of the fund herein appropriated by the State Board of Education."

Mr. Thomason moved the previous question on the pending amendment and the engrossment of the bill and the main question was ordered.

Mr. Thompson of Harris moved to reconsider the vote by which the main question was ordered.

The motion to reconsider prevailed.

Question recurring on the motion for the previous question, it was lost.

Question recurring on the amendment by Mr. Fly, it was adopted.

Mr. Fly offered the following amendment to the bill:



Amend House bill No. 117 by inserting on page 6 after Section 5 the following, viz.:

"Sec. 6. It is hereby made the duty of the county superintendents of public instruction in this State to make such inspections as may be required of them by the State Superintendent of Public Instruction and in conformity with this act."

Mr. Johnson of Wichita offered the following amendment to the amendment:

Amend the amendment to House bill No. 117 by adding the following: "providing that the actual and necessary expense of making such inspection shall be paid by the State Department of Education from the fund created by this act."

Question first recurring on the amendment to the amendment, it was lost.

Question next recurring on the amendment by Mr. Fly, it was adopted.

Mr. Thomason offered the following amendment to the bill:

Amend House bill No. 117 by striking out Subdivision 1 of Section 2, lines 13 and 14, page 2.

The amendment was adopted.

Mr. Thomason offered the following amendment to the bill:

Amend House bill No. 117, page 3, line 7, by adding after the words "tax of" the following: "not less than."

The amendment was adopted.

Mr. Perkins of Cherokee offered the following amendment to the bill:

Amend House bill No. 117, Section 2, at the end of Subdivision No. 5 of said section, on page 3, line 2, from the top of the printed bill, by adding the following:

"And provided further, that school districts in which the State of Texas owns non-taxable real estate in value equal to ten per cent, or more, of the whole real estate value in such district, State aid may be given such school district, provided such district does not contain more than 1000 scholastic population, in an amount not to exceed the amount the owners of such real estate would pay for such school district, if owned by private persons; provided that this aid shall not be extended until the district has levied a local school tax of not less than fifty (50c) cents on the one hundred (\$100) dollars valuation, and has not sufficient funds to run the school nine months in the year."

Signed—Perkins of Cherokee, Fly, Carpenter, McFarlane, and Mott.

Mr. Smith offered the following amendment to the amendment:

Amend House bill No. 117, Section 2, at the end of Subdivision No. 5 of said section, on page 3, line 2, from the top of the printed bill, by adding the following:

"And provided further, that school districts in which the State of Texas owns real estate in value equal to ten per cent, or more, of the whole real estate value in such district, State aid may be given such school district without reference to scholastic population, in an amount not to exceed the amount the owners of such real estate would pay for such school district, if owned by private persons; provided, that this aid shall not be extended until the district has levied a local school tax of not less than fifty cents (50c) on the one hundred dollars (\$100) valuation, and has not sufficient funds to run the school nine months in the year."

Mr. Pollard moved the previous question on the pending amendments and the engrossment of the bill, and motion was duly seconded.

Question recurring on the motion for the previous question, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—62.

Baldwin.	Johnson
Barrett of Bell.	of Gillespie.
Barrett of Fannin.	Johnson of Ellis.
Beasley	Johnson
of Hopkins.	of Wichita.
Beavens.	Kacir.
Black, W. A.,	Kveton.
of Bexar.	Lauderdale.
Branch.	Lindsey.
Brown.	Looney.
Burmeister.	Malone.
Chitwood.	Mathes.
Coffee.	Melson.
Cox.	Merriman.
Crawford.	Miller of Dallas.
Davis, John E.,	Morgan.
of Dallas.	Morris of Medina.
Davis, John,	Patman.
of Dallas.	Perkins of Lamar.
Dinkle.	Perry.
Duncan.	Pollard.
Edwards.	Pool.
Faubion.	Pope.
Greer.	Quaid.
Grissom.	Quicksall.
Hardin.	Rice.
Henderson	Seagler.
of Marion.	Sims.
Hendricks.	Smith.
Hill.	Thomas
Horton.	of Limestone.

Thomason.  
Thompson  
of Harris.  
Thrasher.  
Veatch.

Wadley.  
Webb.  
Wessels.  
Westbrook.

Nays—54.

Adams.  
Aiken.  
Baker.  
Barker.  
Bass.  
Beasley  
of McCulloch.  
Bryant.  
Burns.  
Carpenter.  
Childers.  
Curtis.  
Darroch.  
Duffey.  
Estes.  
Fugler.  
Garrett.  
Hanna.  
Harrington.  
Henderson  
of McLennan.  
Jones.  
Kellis.  
King.  
Lackey.  
Laird.  
Lawrence.  
McCord.  
McDaniel.  
Martin.  
Menking.

Miller of Parker.  
Moore.  
Morris  
of Montague.  
Neblett.  
Owen.  
Perkins  
of Cherokee.  
Rogers of Shelby.  
Rountree.  
Rowland.  
Satterwhite.  
Schweppe.  
Sneed.  
Stephens.  
Stevenson.  
Stewart  
of Edwards.  
Stewart of Reeves.  
Swann.  
Sweet of Tarrant.  
Thompson  
of Red River.  
Thorn.  
Walker.  
Wallace.  
West.  
Williams  
of Montgomery.  
Wright.

Absent.

Binkley.  
Bonham.  
Black, O. B.,  
of Bexar.  
Fly.  
Hall.  
McKean.

Mott.  
Quinn.  
Rogers of Harris.  
Sweet of Brown.  
Teer.  
Williams  
of McLennan.

Absent—Excused.

Brady.  
Burkett.  
Crumpton.  
Cummins.  
Harrison.  
Laney.

Leslie.  
McFarlane.  
McLeod.  
Marshall.  
Rosser.  
Shearer.

Mr. Veatch moved to reconsider the vote by which the main question was ordered.

On motion of Mr. Pollard the motion to reconsider was tabled.

Question then first recurring on the amendment to the amendment, it was lost.

Question next recurring on the amendment by Mr. Perkins of Cherokee, it was lost.

House bill No. 117 was then passed to engrossment.

Mr. Thomason moved to reconsider the vote by which the bill was passed to engrossment, and to table the motion to reconsider.

The motion to table prevailed.

#### HOUSE BILL NO. 7 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 7, A bill to be entitled "An Act to repeal Articles 865a, 865b, 865c, 865d, 865e, 865f, 865g, 865h and 865i, of the Code of Criminal Procedure of the State of Texas."

The bill was read third time and was passed.

#### HOUSE BILL NO. 154 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 154, A bill to be entitled "An Act to establish a branch of Agricultural and Mechanical College of Texas in that portion of Western Texas lying west of the ninety-eighth meridian and north of the thirtieth parallel; providing for the location of such college; its government and the control of its finances; defining leading objects and prescribing generally the nature and scope of instruction to be given; providing for the instruction of all students of such college in military science, and for the military discipline of all students; conferring upon the board of directors of said college the right of eminent domain; making necessary appropriations for the location of said college, and declaring an emergency."

The bill was read third time.

Mr. Cox moved the previous question on the final passage of the bill, and the main question was ordered.

Question recurring on the final passage of the bill, yeas and nays were demanded.

House bill No. 154 was passed by the following vote:

Yeas—55.

Adams.  
Baldwin.  
Barrett of Bell.  
Branch.  
Brown.  
Bryant.  
Burmeister.  
Carpenter.  
Chitwood.  
Coffee.

Cox.  
Darroch.  
Davis, John,  
of Dallas.  
Dinkle.  
Duffey.  
Estes.  
Fugler.  
Greer.  
Hall.

Hardin.	Rogers of Shelby.
Hendricks.	Rowland.
Hill.	Satterwhite.
Johnson	Seagler.
of Gillespie.	Sims.
Johnson of Ellis.	Smith.
Johnson	Stephens.
of Wichita.	Stevenson.
Jones.	Stewart
Kacir.	of Edwards.
Kellis.	Stewart of Reeves.
King.	Sweet of Tarrant.
Laird.	Thomason.
McDaniel.	Thompson
Mathes.	of Red River.
Miller of Dallas.	Thrasher.
Miller of Parker.	Wadley.
Moore.	Webb.
Pollard.	Williams
Pool.	of McLennan.
Pope.	Wright.

## Nays—48.

Baker.	Martin.
Barker.	Melson.
Barrett of Fannin.	Menking.
Bass.	Merriman.
Beasley	Morris of Medina.
of Hopkins.	Morris
Beavens.	of Montague.
Bonham.	Owen.
Burns.	Perkins
Childers.	of Cherokee.
Crawford.	Quicksall.
Davis, John E.,	Rountree.
of Dallas.	Schweppe.
Duncan.	Sneed.
Edwards.	Swann.
Faubion.	Teer.
Fly.	Thomas
Grissom.	of Limestone.
Hanna.	Thompson
Harrington.	of Harris.
Henderson.	Thorn.
of McLennan.	Veatch.
Kveton.	Walker.
Lauderdale.	Wessels.
Lawrence.	West.
Looney.	Westbrook.
McFarlane.	Williams
McKean.	of Montgomery.

## Present—Not Voting.

Curtis.	Neblett.
Garrett.	Perry.
Lackey.	

## Absent.

Aiken.	McCord.
Beasley	Malone.
of McCulloch.	Morgan.
Binkley.	Mott.
Black, O. B.,	Quaid.
of Bexar.	Quinn.
Black, W. A.,	Rice.
of Bexar.	Rogers of Harris.
Horton.	Sweet of Brown.

## Absent—Excused.

Brady.	Laney.
Crumpton.	Leslie.
Cummins.	McLeod.
Harrison.	Shearer.

## Paired.

Mr. Henderson of Marion (present), who would vote "nay," with Mr. Marshall (absent), who would vote "yea."

Mr. Perkins of Lamar (present), who would vote "nay," with Mr. Lindsey (absent), who would vote "yea."

Mr. Patman (present), who would vote "nay," with Mr. Burkett (absent), who would vote "yea."

Mr. Wallace (present), who would vote "nay," with Mr. Rosser (absent), who would vote "yea."

## Reasons for Vote.

House bill No. 154, as amended by the Cox substitute, is not, in my opinion, a suitable measure or properly drawn to accomplish the worthy object sought. The amount of appropriation and amount of land called for in the bill as amended are wholly insufficient, and the measure does not properly comprehend the full needs of West Texas nor the true conditions which exist. Stock raising is one of our principal industries in West Texas, and inadequate provision is made for teaching branches relating to this industry. The bill calls for an A. and M. College of the first class, yet, it is utterly impossible under the provisions of the bill to establish such first class college. Also, the method of determining location of such college is, in my opinion, uncertain, improper and not the best method. I voted against engrossment of the bill on second reading, hoping that improvements would be made in the bill, and while some amendments did improve it in minor respects, it is still in the main features objectionable. The Cox substitute was offered from the floor, with no opportunity to give same careful and proper consideration before vote was taken. However, I understand that the bill will be amended in the Senate, in some material respects, and I vote "yea" on final passage of this bill because I am heartily in favor of an A. and M. College for West Texas. I do not wish to be in the attitude of blocking the measure this late in the session, preferring to give the measure the benefit of the doubt, and hoping for improvement of the bill by amendment in the Senate.

BALDWIN.

I vote "no" for the reason that the

bill ties up \$50,000 and does to that extent obligate the State to build the A. and M. College therein provided for. I am opposed to this policy. If the finances of the State were normal, I would vote "yea."

MARTIN.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 7, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 267, A bill to be entitled "An Act to direct the Prison Commission to sell the Texas State Railway in whole or in part; to make an appropriation from the general revenue to redeem bonds with accrued interest, of the said railroad held by the permanent public free school fund against the railroad, and declaring an emergency."

Respectfully,

A. W. HOLT,  
Assistant Secretary of the Senate.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 7, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 190, A bill to be entitled "An Act to amend Article 4694 of the Revised Civil Statutes of 1911, so as to give cause of action for actual damages where injuries resulting in death are caused by the negligence, or carelessness of any other person, firm, municipal or other corporation, association or receiver, their agents or servants; the liability of receivers to exist in all cases where the person, firm, municipal or other corporation, or association would have been liable under this or any previous act had there been no receiver, repealing all laws in conflict, and declaring an emergency."

S. B. No. 191, A bill to be entitled "An Act to validate the authentication and acknowledgment of conveyances and other instruments where the notarial seal used by the officer taking the acknowledgment did not conform to the law in force when the acknowledgment was taken, and declaring an emergency."

S. B. No. 279, A bill to be entitled "An Act making an appropriation to pay

witness fees due and owing by the State to in-county witnesses incurred under Senate bill No. 126, Chapter 150, Regular Session, Thirty-third Legislature, and House bill No. 13, First Called Session, Thirty-third Legislature, Chapter 13, and declaring an emergency," with engrossed rider.

S. B. No. 330, A bill to be entitled "An Act to aid the city of Corpus Christi in the construction of a sea wall or break water so as to protect said city from calamitous overflow, by donating to said city all the State ad valorem taxes, collected on property and from persons in Jim Wells, Jim Hogg, Brooks, Kleberg, Willacy and Duval counties and by donating to said city all the State ad valorem taxes collected on property and from persons in Nueces county not heretofore donated to the city of Corpus Christi by Act of the Thirty-fifth Legislature of Texas, known as House bill No. 694, for a period of twenty-five years, and to provide a penalty for their misapplication, and declaring an emergency."

Has refused to pass to engrossment

S. B. No. 343, A bill to be entitled "An Act making an appropriation of forty thousand (\$40,000) dollars to carry out the purpose of the appropriation made in Section 6 of Chapter 7 of the General Laws of the Second Called Session of the Thirty-fifth Legislature relative to a school at Ferguson State Farm in Madison county for the education and training of delinquent boys, to be named and known as the State Training School for Negro Boys, and declaring an emergency."

Has refused to pass

H. J. R. No. 8, Proposing an amendment to Section 50 of Article 3 of the Constitution of the State of Texas so that hereafter the Legislature shall have power to give or lend the credit of the State for the purchase and improvement of rural and urban homes.

Respectfully,

A. W. HOLT,  
Assistant Secretary of the Senate.

#### BILL ORDERED NOT PRINTED.

On motion of Mr. Baldwin, it was ordered that House bill No. 582 be not printed.

#### CHANGE IN CONFERENCE COMMITTEE.

The Speaker announced appointment of Mr. Merriman to serve on Free Conference Committee on House bill No. 26 in place of Mr. Pollard, on part of the House.

## HOUSE BILL NO. 137 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 137, A bill to be entitled "An Act to amend Article 1614 of the Revised Civil Statutes of Texas of 1911, so as to permit the filing of typewritten briefs, and declaring an emergency."

The bill was read third time and was passed.

## HOUSE BILL NO. 213 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 213, A bill to be entitled "An Act to regulate and make sanitary, buildings and rooms used and occupied as a bakery, for the manufacture of bakery products; providing for pure and wholesome ingredients of bakery products, and the cleanliness of receptacles used in the handling of same; prohibiting the use of impure materials; fixing the weight of a loaf of bread; fixing a penalty for the violation of any provision thereof, and declaring an emergency."

The bill was read third time.

Mr. Morgan offered the following amendment to the bill:

Amend House bill No. 213, Section 4, line 10 thereof, by striking out in said section all after the word "health."

The amendment was adopted.

House bill No. 213 was then passed.

## BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 224, "An Act to amend Sections 1 and 15 of Chapter 81 of the General Laws of the State of Texas, passed by the Fourth Called Session of the Thirty-fifth Legislature, approved April 3, 1918, creating the Commission of Appeals of the State of Texas as amended by Chapter 34 of the General Laws of the State of Texas, passed by the Second Called Session of the Thirty-sixth Legislature, approved July 25, 1919, extending the term of said commission to the last Saturday in June, 1921, and providing for the appointment of judges for said extended term; providing for the extension of the term of said commission from the last Saturday in June, 1923, for the appointment of judges for said extended term, and declaring an emergency."

H. B. No. 528, "An Act to create a special and more efficient road system for Collin county, in the State of Texas, and making county commissioners ex-officio road commissioners and prescribing their powers and duties as such, and providing for their compensation as such road commissioners; and providing for the condemnation of lands and other property by said county for the purpose of laying out and establishing roads and for straightening, widening or draining any established roads and for the condemnation of any timber, earth or other material for the construction and maintenance of public roads, and to provide for compensation for the material used; and providing for the working of county convicts on the public roads and county farm and the purchase of supplies for such convicts, and the rewards for the capture of escaped convicts and for the commutation of sentences for faithful service and good behavior, and providing the powers and duties and liabilities of road overseers, and to provide for the summoning of road hands and teams for road work, and for the allowance of time for services of hands and teams on public roads and fixing the penalty for violation of same, and relieving them from the performance of such work by the payment of three dollars (\$3.00), and providing that delinquent poll tax payers shall be liable for extra road duty of three days and providing for the manner of summoning and working of all persons liable for road duty on the public roads who have not paid such road tax or poll tax, and permitting substitution and payment of money in lieu of such service and to provide for the manner of training and maintaining hedges along the public roads and the punishment for failure to comply therewith, and for the allowance of extra time for road overseers, and to provide punishment for all who obstruct any drain way of any public road, and providing further, making this act cumulative of the general laws now in force, and to repeal Chapter 84 of the acts of the Thirty-sixth Legislature, being a special road law for Collin county, and declaring an emergency."

H. B. No. 12, "An Act to amend Chapter 8, Title 71, of the Revised Civil Statutes, providing for the incorporation, organization, regulation and supervision of mutual life insurance companies in this State, and providing penalties for the violation of this act."

H. B. No. 132, "An Act to amend

Chapter 85 of the Acts of the Regular Session of the Thirty-third Legislature, entitled 'An Act to provide the mode by which horses, mules, jacks, jennets and cattle may be prevented from running at large in subdivisions of Harris county, and repealing all laws in conflict herewith, and declaring an emergency.'

# HOUSE BILL NO. 240 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

H. B. No. 240, A bill to be entitled "An Act to amend Chapter 143 of the General Laws of the State of Texas passed by the Thirty-third Legislature at the Regular Session thereof, being 'An Act to amend Article 4694 of the Revised Civil Statutes of 1911, giving cause of action where injuries resulting in death is caused by the negligence of a corporation, its agents or servants, and declaring an emergency'; by giving a cause of action for injuries resulting in death against any person, association of persons, joint stock company, corporation, his, its, or their owner, agents or servants, against the proprietor, owner, charterer or hirer of any industrial or public utility plant, railroad, street railway, steamboat, stage coach or other vehicle for the conveyance of goods or passengers, and against the receiver or receivers, trustee or trustees, or other person or persons in charge or in control of any railroad, street railway, steamboat, stage coach or other vehicle for the conveyance of goods or passengers, or any industrial plant, public utility plant or other machinery, where such injuries result from the negligence of the persons, corporations, trustees or joint stock companies, their agents or servants; providing that no agreement between the owner of certain property and utility plant and the persons or trustees operating the same shall release such persons or trustees from liability under this act; repealing all laws in conflict herewith; providing that the invalidity of any provision hereof shall not affect the remaining portions of this act, and declaring an emergency."

The bill was read third time.

Question recurring on the final passage of the bill, yeas and nays were demanded.

The bill was passed by the following vote:

Yeas—95.

Adams.

Baker.

Barker.	Lawrence.
Barrett of Bell.	McDaniel.
Barrett of Fannin.	McKean.
Bass.	Malone.
Beasley	Martin.
of Hopkins.	Mathes.
Beavens.	Menking.
Black, W. A.,	Merriman.
of Bexar.	Miller of Parker.
Bonham.	Moore.
Branch.	Morris of Medina.
Brown.	Morris
Burmeister.	of Montague.
Carpenter.	Mott.
Chitwood.	Neblett.
Coffee.	Owen.
Cox.	Patman.
Crawford.	Perry.
Curtis.	Pollard.
Darroch.	Quicksall.
Davis, John E.,	Quinn.
of Dallas.	Rogers of Shelby.
Davis, John,	Rountree.
of Dallas.	Rowland.
Dinkle.	Satterwhite.
Duffey.	Seagler.
Duncan.	Sims.
Edwards.	Smith.
Faubion.	Sneed.
Fly.	Stephens.
Fugler.	Stevenson.
Garrett.	Stewart
Greer.	of Edwards.
Grissom.	Stewart of Reeves.
Hall.	Swann.
Hanna.	Sweet of Tarrant.
Hardin.	Teer.
Harrington.	Thomas
Henderson	of Limestone.
of McLennan.	Thomason.
Hendricks.	Thompson
Hill.	of Red River.
Johnson	Thorn.
of Gillespie.	Wadley.
Johnson of Ellis.	Walker.
Johnson	Wallace.
of Wichita.	Webb.
Jones.	West.
Kacir.	Westbrook.
Kellis.	Williams
Lackey.	of Montgomery.
Laird.	Wright.
Lauderdale.	

Nays—1.

Aiken.

Present—Not Voting.

Veatch.

Absent.

Baldwin.

Childers.

Beasley

Estes.

of McCulloch.

Henderson

Black, O. B.,

of Marion.

of Bexar.

Horton.

Bryant.

King.

Burns.

Kveton.

Lindsey.	Quaid.
Looney.	Rice.
McCord.	Rogers of Harris.
McFarlane.	Schweppe.
Melson.	Sweet of Brown.
Miller of Dallas.	Thompson
Morgan.	of Harris.
Perkins	Thrasher.
of Cherokee.	Wessels.
Perkins of Lamar.	Williams
Pool.	of McLennan.
Pope.	

Absent—Excused.

Binkley.	Laney.
Brady.	Leslie.
Burkett.	McLeod.
Crumpton.	Marshall.
Cummins.	Rosser.
Harrison.	Shearer.

#### HOUSE BILL NO. 245 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 245, A bill to be entitled "An Act to amend Article 521, Chapter 6, Title 14, Revised Civil Statutes of the State of Texas, 1911, and to amend Section 5, Chapter 205, General Laws, passed by the Thirty-fifth Legislature at the Regular Session thereof, approved by the Governor April 9, 1917, providing for this amendatory act to be Article 521 of the Civil Statutes; and providing for the appointment of State bank examiners and general liquidating agent, for their discharge and removal, and establishing and fixing their salaries; making an appropriation of \$13,802.00 to cover increase of salaries and expenses of examiners, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 278 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 278, A bill to be entitled "An Act to fix and establish a legal rate for the publication of all proclamations, advertising, or notices of all kinds required by law to be published in newspapers in this State for the State, counties or municipalities, or in any legal proceeding; providing for the filing by newspapers with the Board of Control, at Austin, Texas, of a sworn statement of their regular rate for advertising to be open to public inspection; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time.

Mr. Seagler offered the following amendment to the bill:

Amend House bill No. 278 by adding after Section 2 a new section to be designated as Section 3, and renumber the succeeding sections to correspond, which new section shall read as follows:

Sec. 3. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding one hundred dollars; provided that the violation of this act by a firm, corporation or joint stock company shall be deemed to be the act of each of the officers of such firm, corporation or joint stock company, and each of such officers shall be subject to prosecution and conviction under this act.

The amendment was adopted.

Mr. Seagler offered the following amendment to the bill:

Amend the caption of House bill No. 278 by adding after the word "inspection," in line 12, page 1, the following words: "and fixing a penalty for the violation of this act."

The amendment was adopted.

House bill No. 278 was then passed.

Mr. Miller of Dallas moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

#### HOUSE BILL NO. 417 ON SECOND READING.

On motion of Mr. Thompson of Harris, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 417, A bill to be entitled "An Act to amend Section 26, Chapter 15, of the acts passed at the Second Called Session of the Thirty-first Legislature, amending said act so as to increase the examination fees to be paid by State banks for the quarterly examination thereof, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 417 was passed to engrossment by the following vote:

Yeas—75.

Adams.

Aiken.

Baker.	McFarlane.
Baldwin.	McKean.
Barker.	Malone.
Barrett of Bell.	Melson.
Barrett of Fannin.	Merriman.
Beavens.	Miller of Dallas.
Black, W. A.,	Moore.
of Bexar.	Morris of Medina.
Branch.	Morris
Brown.	of Montague.
Burmeister.	Mott.
Carpenter.	Neblett.
Chitwood.	Owen.
Cox.	Patman.
Curtis.	Perkins
Davis, John E.,	of Cherokee.
of Dallas.	Pool.
Davis, John,	Pope.
of Dallas.	Quicksall.
Dinkle.	Rountree.
Duffey.	Rowland.
Duncan.	Satterwhite.
Edwards.	Seagler.
Faubion.	Smith.
Fly.	Sneed.
Fugler.	Stephens.
Greer.	Stevenson.
Grissom.	Stewart
Hall.	of Edwards.
Harrington.	Stewart of Reeves.
Henderson	Swann.
of Marion.	Teer.
Johnson	Thompson
of Gillespie.	of Harris.
Johnson of Ellis.	Thorn.
Jones.	Wadley.
Kellis.	Wallace.
King.	West.
Lackey.	Westbrook.
Laird.	Williams
Lauderdale.	of Montgomery.
McDaniel.	Wright.

Nays—20.

Beasley	Looney.
of Hopkins.	Martin.
Bonham.	Menking.
Bryant.	Pollard.
Childers.	Sims.
Crawford.	Thomas
Darroch.	of Limestone.
Hanna.	Thompson
Henderson	of Red River.
of McLennan.	Thrasher.
Kacir.	Walker.
Lawrence.	Wessels.

Present—Not Voting.

Perry.

Absent.

Bass.	Burns.
Beasley	Coffee.
of McCulloch.	Estes.
Binkley.	Garrett.
Black, O. B.,	Hardin.
of Bexar.	Hendricks.

Hill.	Quinn.
Horton.	Rice.
Johnson	Rogers of Harris.
of Wichita.	Rogers of Shelby.
Kveton.	Schweppe.
Lindsey.	Sweet of Brown.
McCord.	Sweet of Tarrant.
Mathes.	Thomason.
Miller of Parker.	Veatch.
Morgan.	Webb.
Perkins of Lamar.	Williams
Quaid.	of McLennan.

Absent—Excused.

Brady.	Leslie.
Burkett.	McLeod.
Crumpton.	Marshall.
Cummins.	Rosser.
Harrison.	Shearer.
Laney.	

## HOUSE BILL NO. 364 ON THIRD READING.

On motion of Mr. Pollard, by unanimous consent, the regular order of business was suspended to take up and have placed on its third reading and final passage,

H. B. No. 364, A bill to be entitled "An Act amending Article 2930, Chapter 4, Title 49, Revised Civil Statutes of the State of Texas of 1911, as amended by Senate bill No. 33, Chapter 40, General Laws of the State of Texas, passed at the First Called Session of the Thirty-fifth Legislature and approved May 26, 1917, regulating elections, prescribing certain qualifications of voters, and providing for absentee voting."

The Speaker laid the bill before the House, it was read third time and was passed.

## RECESS.

Mr. Morris of Medina moved that the House recess to 8 o'clock p. m. today.

Mr. Darroch moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

The motion of Mr. Morris of Medina prevailed, and the House, accordingly, at 6 o'clock p. m., took recess to 9 o'clock p. m. today.

## NIGHT SESSION.

The House met at 8 o'clock p. m. and was called to order by the Speaker.

## HOUSE BILL NO. 430 ON SECOND READING.

On motion of Mr. Quinn, by unanimous consent, the regular order of busi-



ness was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 430, A bill to be entitled "An Act to amend Section 29, Chapter 118, General Laws of the Thirty-second Legislature, Regular Session, approved March 28, 1911, as amended by Chapter 36, page 91, General Laws Thirty-third Legislature, First Called Session, 1913, entitled 'An Act to authorize the commissioners courts of the several counties of Texas to create and establish drainage districts; construct canals, drains and ditches; to make levees, improve streams and water courses and make other improvements for the purpose of drainage, etc.; and declaring an emergency,' the said section relating to the execution of a bond by the county judge after registration of drainage bonds; payment of premium by drainage district if bond is executed by surety company, and providing for the compensation of the county judge for his service, so that said section shall hereafter read as herein set out, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Curtis offered the following amendment to the bill:

Amend House bill No. 430, Section 1, page 2, of printed bill, by adding after the word "behalf" in line 6 "only where under the present laws he is entitled to such commission."

Mr. Owen offered the following substitute for the amendment:

Amend the bill by striking out all that part of the bill beginning on page 2, line 4, the word "the" down to and including all the balance of said Section 1.

Question first recurring on the substitute, it was lost.

Question next recurring on the amendment, it was adopted.

House bill No. 430 was then passed to engrossment.

Mr. Quinn moved to reconsider the vote by which the bill was passed to engrossment, and to table the motion to reconsider.

The motion to table prevailed.

#### HOUSE BILL NO. 282 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 282, A bill to be entitled "An Act authorizing incorporated cities, towns or villages in this State to avail themselves of the services of county tax

assessors and collectors; and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 291 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 291, A bill to be entitled "An Act further regulating the increase of capital stock of State banks or banking corporations, amending Article 564, Chapter 6, Title 14, Revised Civil Statutes of the State of Texas, 1911, requiring the increase of the capital stock of banks, through orders of the State Banking Board when the statements of the said banks show excessive increase of average daily deposits as compared to the capital stock and surplus of said banks by providing that the State Banking Board may relieve such bank of such order upon finding of conditions justifying such relief; and declaring it to be an offense to receive deposits after refusal or failure of such bank or banking corporation to comply with any order or requirement of the State Banking Board pursuant to the provisions of this act, and fixing the penalty and punishment therefor."

The bill was read third time.

Mr. Wright offered the following amendment to the bill:

Amend House bill No. 291 by adding to the caption at the end thereof the following: "And declaring an emergency."

The amendment was adopted.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—95.

Mr. Speaker.	Chitwood.
Adams.	Cox.
Aiken.	Crawford.
Baldwin.	Crumpton.
Barker.	Cummins.
Barrett of Bell.	Curtis.
Bass.	Darroch.
Beasley	Davis, John E.,
of Hopkins.	of Dallas.
Beasley	Davis, John,
of McCulloch.	of Dallas.
Beavens.	Dinkle.
Black, W. A.,	Duffey.
of Bexar.	Duncan.
Branch.	Edwards.
Brown.	Faubion.
Bryant.	Fly.
Burmeister.	Fugler.
Carpenter.	Greer.
Childers.	Grissom.

Hanna.	Pope.
Harrington.	Quaid.
Henderson	Quicksall.
of Marion.	Rice.
Hendricks.	Rowland.
Horton.	Satterwhite.
Johnson of Ellis.	Seagler.
Johnson	Sims.
of Wichita.	Smith.
Kacir.	Sneed.
Kellis.	Stephens.
King.	Stevenson.
Lackey.	Stewart
Laird.	of Edwards.
Lauderdale.	Stewart of Reeves.
Lawrence.	Swann.
Looney.	Sweet of Tarrant.
McCord.	Thomas
McDaniel.	of Limestone.
McFarlane.	Thompson
Malone.	of Harris.
Melson.	Thorn.
Menking.	Thrasher.
Morgan.	Veatch.
Moore.	Wadley.
Mott.	Walker.
Neblett.	Wallace.
Owen.	Webb.
Patman.	West.
Perkins	Williams
of Cherokee.	of McLennan.
Perkins of Lamar.	Williams
Perry.	of Montgomery.
Pool.	Wright.

## Nays—10.

Baker.	Morris of Medina.
Black, O. B.,	Morris
of Bexar.	of Montague.
Hardin.	Thompson
Jones.	of Red River.
McKean.	Wessels.
Martin.	

## Absent.

Barrett of Fannin.	Mathes.
Bonham.	Merriman.
Burns.	Miller of Dallas.
Coffee.	Miller of Parker.
Estes.	Pollard.
Garrett.	Quinn.
Hall.	Rogers of Harris.
Henderson.	Rogers of Shelby.
of McLennan.	Rountree.
Hill.	Schweppe.
Johnson	Sweet of Brown.
of Gillespie.	Teer.
Kveton.	Thomason.
Lindsey.	Westbrook.

## Absent—Excused.

Binkley.	Leslie.
Brady.	McLeod.
Burkett.	Marshall.
Harrison.	Rosser.
Laney.	Shearer.

## HOUSE BILL NO. 298 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 298, A bill to be entitled "An Act to amend Article 5246f, Chapter 4, Title 77, Revised Civil Statutes of Texas, so as to permit employers and employes in contracts between the State, and political subdivisions of the State, to contract as to the hours of labor to be performed per day."

The bill was read third time.

Mr. Cox moved to postpone further consideration of the bill until March 12.

On motion of Mr. Childers, the motion to postpone was tabled.

Mr. Baldwin offered the following amendment to the bill:

Amend House bill No. 298 by striking out the enacting clause.

On motion of Mr. Stephens, the amendment was tabled.

Mr. Morris of Medina moved the previous question on the passage of the bill, and the main question was ordered.

Question then recurring on the passage of the bill, yeas and nays were demanded.

The bill was passed by the following vote:

Yeas—65.

Aiken.	McCord.
Barker.	McDaniel.
Barrett of Bell.	McFarlane.
Bass.	McKean.
Beasley	Melson.
of Hopkins.	Menking.
Beasley	Morgan.
of McCulloch.	Morris of Medina.
Beavens.	Morris
Branch.	of Montague.
Brown.	Mott.
Burmeister.	Neblett.
Carpenter.	Owen.
Childers.	Perkins
Crawford.	of Cherokee.
Dinkle.	Pool.
Duffey.	Pope.
Duncan.	Quaid.
Edwards.	Quicksall.
Faubion.	Rice.
Fly.	Rowland.
Grissom.	Satterwhite.
Hardin.	Sims.
Henderson	Smith.
of Marion.	Sneed.
Horton.	Stephens.
Johnson	Stevenson.
of Wichita.	Stewart
Kellis.	of Edwards.
King.	Stewart of Reeves.
Lackey.	Swann.
Laird.	

Thomas  
of Limestone.  
Thompson  
of Harris.  
Thompson  
of Red River.

Thorn.  
Thrasher.  
Veatch.  
Webb.  
Wessels.  
Wright.

## Nays—39.

Adams.  
Baker.  
Baldwin.  
Barrett of Fannin.  
Black, O. B.,  
of Bexar.  
Black, W. A.,  
of Bexar.  
Bryant.  
Chitwood.  
Cox.  
Crumpton.  
Cummins.  
Curtis.  
Darroch.  
Davis, John E.,  
of Dallas.  
Davis, John,  
of Dallas.  
Fugler.  
Greer.  
Hanna.

Harrington.  
Hendricks.  
Johnson of Ellis.  
Jones.  
Kacir.  
Lauderdale.  
Lawrence.  
Malone.  
Martin.  
Miller of Dallas.  
Moore.  
Patman.  
Perkins of Lamar.  
Quinn.  
Seagler.  
Sweet of Tarrant.  
Wadley.  
Walker.  
Wallace.  
Westbrook.  
Williams  
of Montgomery.

## Absent.

Bonham.  
Burns.  
Coffee.  
Estes.  
Garrett.  
Hall.  
Henderson.  
of McLennan.  
Hill.  
Johnson  
of Gillespie.  
Kveton.  
Lindsey.  
Looney.  
Mathes.

Merriman.  
Miller of Parker.  
Perry.  
Pollard.  
Rogers of Harris.  
Rogers of Shelby.  
Rountree.  
Schweppe.  
Sweet of Brown.  
Teer.  
Thomason.  
West.  
Williams  
of McLennan.

## Absent—Excused.

Binkley.  
Brady.  
Burkett.  
Harrison.  
Laney.

Leslie.  
McLeod.  
Marshall.  
Rosser.  
Shearer.

Mr. Kellis moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

## HOUSE BILL NO. 309 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 309, A bill to be entitled "An Act fixing the compensation of

county commissioners in counties having a population of as much as twenty-eight thousand and less than twenty-nine thousand, according to the last United States census, and declaring an emergency."

The bill was read third time.

Mr. Baldwin offered the following amendment to the bill:

Amend House bill No. 309 by striking out all after the enacting clause and insert in lieu thereof the following:

Section A. Article 6901, of Title 119, Revised Civil Statutes of the State of Texas, 1911, as amended by Acts 1913, page 155. Chapter 126, Section 1, Regular Session of the Thirty-third Legislature of the State of Texas, is hereby amended so as hereafter to read as follows:

Article 6901. The county commissioners of the several counties are hereby constituted supervisors of public roads in their respective counties, and each commissioner shall supervise the public roads within his commissioners precinct once each month, and shall receive as compensation therefor, five dollars per day for the time actually employed in the discharge of such duties, and in addition thereto he shall be entitled to receive the sum of one dollar and fifty cents per day for the use of any horse or team and vehicle or automobile actually and necessarily used by him in traveling over his commissioners precinct in the discharge of said duties, which per diem and expenses shall be paid out of the road and bridge fund of his county on sworn and itemized account, which account, when allowed, shall be spread upon the minutes of said court; provided, that no commissioner shall receive such traveling expenses for more than ten days in any calendar month. He shall also make a report to each regular term of the commissioners court held in his county during the year, said report to be made under oath, and to state:

1. The condition of all roads and part of roads in his precinct.

2. The condition of all culverts and bridges.

3. The amount of money remaining in the hands of overseers subject to be expended upon the roads within his precinct.

4. The number of mile posts and finger boards defaced or torn down.

5. What, if any, new roads of any kind should be opened in his precinct, and what, if any, bridges, culverts, or other improvements are necessary to

place the roads in his precinct in good condition, and the probable cost of such improvements; also, the name of every overseer who has failed to work on the road, or in any way neglected or failed to perform his duty.

Said report shall be spread upon the minutes of the court, to be considered in improving public roads and determining the amount of taxes levied therefor.

Section B. Sections 1 and 2 of Chapter 29, Acts of the Fourth Called Session of the Thirty-fifth Legislature of the State of Texas, as amended by Chapter 98, Section 1, Acts of the Regular Session of the Thirty-sixth Legislature of the State of Texas, are hereby amended so as hereafter to read as follows:

Section 1. In all counties in this State containing a population of 100,000 and over, the county commissioners shall each receive an annual salary of \$2,400.00.

In all counties containing a population of less than 100,000 and more than 50,000, the county commissioners shall each receive an annual salary of \$2,000.00.

In all counties containing a population of less than 50,000, and more than 32,000, the county commissioners shall each receive an annual salary of \$1,600.00.

In all counties containing a population of less than 32,000 and more than 15,000, the county commissioners shall each receive an annual salary of \$1,200.00.

The foregoing salaries shall be paid in equal monthly installments, and shall be in lieu of all other fees and per diem of all kinds provided for in this act or in any existing laws, and such salaries shall be the maximum each commissioner shall be entitled to receive by virtue of his office as commissioner and road supervisor.

In all counties containing a population of less than 15,000 the county commissioners shall each receive five dollars per day for each day served as commissioner and when acting as ex-officio road supervisors in their respective precinct; provided, that such commissioner shall in no event receive more than \$1,000.00 in any one year for such services, but he shall also be entitled to receive such traveling expenses as provided for in Article 6901 of this act.

Section 2. The last preceding United States census shall govern as to population in determining compensation as provided for in this act.

Section C. The fact that existing law relating to and fixing compensation of county commissioners in the several counties of this State is in some respects contradictory, and no provision is made for payment of necessary traveling expenses of said officers in the performance of their duties, and the near approach of the present session of the Legislature, and the crowded condition of the calendar, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and this act shall take effect and be in full force from and after its passage, and it is so enacted.

Mr. Quaid raised a point of order on consideration of the amendment, on the ground that it is not germane to the purposes of the bill.

The Speaker overruled the point of order.

Mr. Burmeister offered the following amendment to the amendment:

Amend the amendment by inserting in the fifth line of Article 6901, after the word "month" the following:

"He shall also erect or cause to be erected and maintain constantly in a conspicuous and permanent form at the forks of all public roads in their respective commissioners' precincts, and at all roads crossing or leading away from such public roads, and at all places where public roads cross thereon, guide posts or signs, with directions plainly marked thereon, stating the most noted place to which each of such public roads lead, and at county lines giving the names of the counties; each of such guide posts or signs shall have the number of the commissioner's precinct in which such guide post or sign board is located, placed conspicuously thereon; and where roads are closed for repairs, a conspicuous notice thereof shall be placed in the center of the road on each side of the place where such repairs are being made at sufficient distance therefrom as will enable a detour to be made, and said notice be so worded as to give full and complete directions how such detour may be made around that portion of the public roads so closed for repairs. Such detour notice shall be constantly maintained in place so long as the road remains closed to travel. The expense of erecting and maintaining such guide posts, signs, and notices shall be paid out of the road and bridge fund of the county. He

shall also make a report to each regular term of the commissioners court held in his county during the year, said report to be made under oath, and to state:"

Signed—Burmeister, Johnson of Wichita.

On motion of Mr. McCord, the amendment to the amendment was tabled.

On motion of Mr. McCord, the amendment by Mr. Baldwin was tabled.

Mr. Morris of Medina moved the previous question on the passage of the bill, and the main question was ordered.

House bill No. 309 was then passed.

#### HOUSE BILL NO. 359 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 359, A bill to be entitled "An Act fixing the venue in prosecution for bigamy, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 366 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 366, A bill to be entitled "An Act to amend Article 3867, Title 58, Chapter 3, of the Revised Civil Statutes of 1911, and Article 1175, Title 15, Chapter 4, of the Code of Criminal Procedure of 1911, providing for the increase of the fees of justices of the peace in this State in civil and criminal cases, and declaring an emergency."

The bill was read third time.

Mr. Curtis offered the following amendment to the bill:

Amend House bill No. 366 by adding at the end of Section 2 thereof the following: "Provided, however, that the maximum amount of fees of all kinds that may be retained by any officer named in either Section 1 or Section 2 of this act, as compensation for services, shall be the sum of \$2000 per annum, together with such proportion of excess fees as is allowed by existing laws."

Mr. McCord offered the following amendment to the amendment:

Amend the bill by adding at the end of Section 2: "Provided, the fees allowed constables and justices of the peace shall apply only to precincts outside of towns of 1000 population."

Mr. Jones moved the previous question on the pending amendments and the

passage of the bill, and the main question was ordered.

Question first recurring on the amendment to the amendment, it was lost.

Question next recurring on the amendment by Mr. Curtis, it was adopted.

Question then recurring on the passage of the bill, yeas and nays were demanded.

The House refused to pass the bill by the following vote:

Yeas—42.

Adams.	Laird.
Baldwin.	Lawrence.
Barrett of Fannin.	Malone.
Brown.	Miller of Dallas.
Bryant.	Moore.
Chitwood.	Morris
Coffee.	of Montague.
Cox.	Neblett.
Curtis.	Owen.
Davis, John,	Patman.
of Dallas.	Perkins
Dinkle.	of Cherokee.
Duffey.	Perkins of Lamar.
Fly.	Pollard.
Fugler.	Pope.
Greer.	Rogers of Shelby.
Hall.	Rowland.
Henderson	Satterwhite.
of Marion.	Stewart
Horton.	of Edwards.
Johnson	Thompson
of Gillespie.	of Red River.
Johnson	Thorn.
of Wichita.	Wessels.
Kacir.	Wright.

Nays—56.

Aiken.	Jones.
Barker.	Kellis.
Beasley	King.
of Hopkins.	Lackey.
Beasley	Lauderdale.
of McCulloch.	Looney.
Black, W. A.,	McCord.
of Bexar.	McDaniel.
Branch.	McFarlane.
Burmeister.	Martin.
Burns.	Melson.
Carpenter.	Merriman.
Childers.	Morris of Medina.
Crawford.	Mott.
Crumpton.	Perry.
Cummins.	Pool.
Darroch.	Quaid.
Davis, John E.,	Quicksall.
of Dallas.	Rice.
Duncan.	Rountree.
Edwards.	Seagler.
Faubion.	Sims.
Hanna.	Smith.
Harrington.	Stephens.

Stevenson.	Walker.
Stewart of Reeves.	Wallace.
Swann.	Webb.
Sweet of Tarrant.	West.
Thomas	Westbrook.
of Limestone.	Williams
Thrasher.	of Montgomery.

Absent.

Baker.	Marshall.
Barrett of Bell.	Mathes.
Bass.	Menking.
Beavens.	Miller of Parker.
Black, O. B.,	Morgan.
of Bexar.	Quinn.
Bonham.	Rogers of Harris.
Estes.	Schweppe.
Garrett.	Sneed.
Grissom.	Sweet of Brown.
Hardin.	Teer.
Henderson	Thomason.
of McLennan.	Thompson
Hendricks.	of Harris.
Hill.	Veatch.
Johnson of Ellis.	Wadley.
Kveton.	Williams
Lindsey.	of McLennan.
McKean.	

Absent—Excused.

Binkley.	Leslie.
Brady.	McLeod.
Burkett.	Rosser.
Harrison.	Shearer.
Laney.	

Mr. Burmeister moved to reconsider the vote by which the bill failed to pass and table the motion to reconsider. The motion to table prevailed.

#### HOUSE BILL NO. 271 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 271, A bill to be entitled "An Act amending Article 2826 of the Revised Civil Statutes of Texas of 1911, and dispensing with the requirement that public school teachers make affidavit in connection with salary checks as now provided by said statutes, and declaring an emergency."

The bill was read third time and was passed.

#### SPECIAL ORDER SET.

On motion of Mr. Satterwhite, House bill No. 254 was set as a special order for 10 o'clock a. m. tomorrow.

#### SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read severally first

time, and referred to the appropriate committees, as follows:

Senate bill No. 267, to the Committee on Penitentiaries.

Senate bill No. 190, to the Judiciary Committee.

Senate bill No. 191, to the Judiciary Committee.

Senate bills Nos. 230 and 293, to the Committee on State Affairs.

Senate bill No. 279 to the Committee on Appropriations.

#### HOUSE JOINT RESOLUTION NO. 30 ON FIRST READING.

The following House joint resolution was laid before the House, read first time, and referred to the Committee on Constitutional Amendments:

By Mr. Satterwhite, Mr. Darroch and Mr. Seagler:

H. J. R. No. 30, Relating to the amending of Article 17, Section 58, of the Constitution of the State of Texas, abolishing the Board of Prison Commissioners; providing for the supervision and management of the prison system under such laws as may be provided, for by the Legislature.

#### HOUSE BILL NO. 398 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 398, A bill to be entitled "An Act authorizing cities of over fifty thousand inhabitants to amend their charters by a majority vote of the qualified voters of said city, so as to extend their corporate limits to include adjoining and contiguous territory, where the annexed territory does not include any city or town of more than five thousand inhabitants; providing for the abolishment of the incorporation of any such annexed city or town having less than two thousand inhabitants, the abolishing of the offices thereof; providing for the assumption of the outstanding liabilities against the territory against the territory annexed; providing how any special funds on hand of such annexed city or town shall be applied; providing for the collection of all claims, debts and taxes due to said annexed territory; repealing all laws in conflict with this act, and declaring an emergency."

The bill was read third time and was passed.

Mr. Malone moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 419 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 419, A bill to be entitled "An Act for the creation of road districts including one or more existing road districts and other territory in addition thereto, and for the issuance of bonds by such districts; providing for including within such districts any part of a road district or districts that overlap a levee district, drainage district or any other district created under the laws passed pursuant to Section 52, Article 3, of the Constitution, and for the payment of bonded debts incurred by such road districts so encroached upon; providing for the construction and maintenance of roads outside the limits of a road district; providing that any county or road district acting under the provisions of Section 52, of Article 3, of the Constitution may create indebtedness for the purpose of maintaining roads upon a vote of a two-thirds majority of the resident property taxpayers voting of such county operating under a special road law may avail itself of the provisions of this act; and declaring an emergency."

The bill was read third time.

Mr. Owen offered the following amendment to the bill:

Amend House bill No. 419 by striking out Section 6.

Mr. Johnson of Wichita moved the previous question on the amendment and the passage of the bill and the main question was ordered.

Question first recurring on the amendment, it was lost.

House bill No. 419 was then passed.

HOUSE BILL NO. 512 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 512, A bill to be entitled "An Act to amend Articles 1070 and 1075 of Chapter 15, Title 22, of the Revised Civil Statutes of the State of Texas of 1911, as amended by the General Laws of the Regular Session of the Thirty-third Legislature, both of which articles of the statutes relate to commission form of government for cities and towns of less than 5000, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 543 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 543, A bill to be entitled "An Act to authorize counties and cities of over ten thousand inhabitants, either or both, where a fund of fifty thousand dollars or more has been or shall be left by will or otherwise for the establishment and maintenance of a hospital in such city in which the sick and wounded of such city, or of the State of Texas, who are indigent, may be admitted and receive the care and attention of the hospital and medical and surgical attention without cost, to aid in the maintenance of such hospital so far as in the judgment of the commissioners court of the county or of the governing body of the city, may be proper to provide hospital accommodations and surgical and medical attention for the sick and wounded of such county or city who may be indigent, and prescribing an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 235 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 235, A bill to be entitled "An Act to amend Chapter 42, of the Special and Local Laws passed by the Thirty-sixth Legislature at its Second Called Session, defining and establishing the boundaries and limits of Common School District No. 6 of San Patricio county, Texas, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 236 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 236, A bill to be entitled "An Act to establish District No. 3 in San Patricio county, Texas, extending its boundaries so as to include certain lands heretofore included in Mathis Independent School District, in said county; providing that such lands and personal property that were situated in said Mathis Independent School District as it existed since the 20th day of October, 1919, shall continue to be subject to taxation for purposes voted by tax payers of said Mathis Independent School District, in elections, if any, held since

said October 20, 1919, and giving the board of trustees of said School District No. 3 certain powers in the election of teachers."

The bill was read third time and was passed.

#### HOUSE BILL NO. 237 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 237, A bill to be entitled "An Act amending Chapter 97 of the Local and Special Laws of the State of Texas, passed by the Thirty-fifth Legislature at its Regular Session, defining and establishing the boundaries of said Mathis Independent School District, and repealing Chapter 81 of the Local and Special Laws passed by the Thirty-sixth Legislature of Texas, at its Second Called Session."

The bill was read third time and was passed.

#### HOUSE BILL NO. 239 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 239, A bill to be entitled "An Act amending Section 2 of Chapter 73 of the Local and Special Laws of the State of Texas passed by the Thirty-sixth Legislature at its Regular Session, said act creating the Tynan Independent School District in Bee, San Patricio and Live Oak counties, Texas, said act being amended by changing boundaries of said district set out in Section 2 thereof, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 328 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 328, A bill to be entitled "An Act repealing Chapter 28 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature and Chapter 8 of the General Laws of the Second Called Session of the Thirty-sixth Legislature, which acts create and relate to the criminal district court of Bowie county, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 387 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 387, A bill to be entitled "An Act to validate certain sales of certain public free school lands sold to purchasers by the State on September 22, 1905; January 8, 1906, and September 5, 1907, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 510 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 510, A bill to be entitled "An Act for the transfer of the William Edwards survey, in Tarrant county, Texas, from the Polytechnic Independent School District to the Sagamore Hill Independent District, and providing for a division of the taxes on a pro rata basis between said districts, until all existing bonds against said Polytechnic Independent School District shall have been paid; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time.

On motion of Mr. Thompson of Red River, the bill was laid on the table subject to call.

#### HOUSE BILL NO. 547 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 547, A bill to be entitled "An Act to amend Article 7395 of the Revised Civil Statutes of the State of Texas, 1911, as the same was amended by Chapter 114 of the Acts of the Regular Session of the Thirty-fifth Legislature, and as amended by Chapter 23 of the Acts of the First Called Session of the Thirty-fifth Legislature, and as further amended by Chapters 10 and 11 of the Acts of the First and Second Called Sessions of the Thirty-sixth Legislature, relating to the inspection of hides and animals, so as to include among the counties exempt from the provisions of Articles 7356 to 7304, inclusive, the county of Matagorda, and to repeal all laws or parts of laws in conflict with this act."

The bill was read third time.

Mr. Rowland offered the following amendment to the bill:

Amend House bill No. 547, in line 32, by inserting the name of "Jones" between the names "Johnson and Karnes."

The amendment was adopted.

Mr. Carpenter offered the following amendment to the bill:

Amend the caption to House bill No.



547 by changing the word "county" to the word "counties," and add Jones county to the list of exempted counties; and change period at the end of line 16 to a comma and add the words, "and declaring an emergency."

The amendment was adopted.

House bill No. 547 was finally passed.

#### HOUSE BILL NO. 554 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 554, A bill to be entitled "An Act creating the Los Fresnos Independent School District in Cameron county, Texas, and defining its boundaries; providing for the election of a board of trustees therefor; providing for the selection of a secretary, treasurer, assessor and collector of taxes and all other necessary officers and committees and prescribing their qualifications; investing said district with all the rights, powers, privileges and duties of a town or village incorporated under the general laws of the State for free school purposes only, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 565 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 565, A bill to be entitled "An Act relative to the jurisdiction of the county court of Edwards county, Texas, conferring upon said court civil and criminal jurisdiction and conforming the jurisdiction of the district court of said county to such change."

The bill was read third time and was passed.

#### HOUSE BILL NO. 557 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 557, A bill to be entitled "An Act creating the Mullin Independent School District in Mills county, Texas; defining its boundaries, including the present Mullin Independent School District; providing for a board of trustees in said district, conferring upon said district and its boards of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the boards of trustees thereof, or any

other law or laws that may be hereafter enacted governing independent school districts created or incorporated for free school purposes only under the general laws of this State, providing that the present board of trustees continue in office until the expiration of their respective terms, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 559 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 559, A bill to be entitled "An Act to amend Section 1, House bill No. 533, Chapter 47, of the Local and Special Laws passed at the Regular Session of the Thirtieth Legislature, as amended by House bill No. 445, Chapter 39, of the Local and Special Laws passed at the Regular Session of the Thirty-sixth Legislature, entitled 'An Act creating the Eldorado Independent School District in Schleicher county, Texas,' so as to extend the boundaries of said district, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 563 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 563, A bill to be entitled "An Act creating Wells County Line Independent School District in Cherokee and Angelina counties, Texas, including within its limits that certain territory described by metes and bounds; providing for its management by a board of trustees; providing for vesting certain rights, powers, privileges and duties; providing for a board of equalization; fixing their duties and powers; providing for the levy of taxes; providing for the disposition of schoolhouses; providing for assuming and care of present debts in bonds and of any other natures; declaring this act as cumulative, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 566 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 566, A bill to be entitled "An Act to amend House bill No. 602,

Chapter 21, page 79, of the Local and Special Laws of the Thirty-fifth Legislature, passed at its Regular Session, approved February 23, 1917, creating the Buna Independent School District, so as to correct the field notes in said act and providing for the Buna Independent School District known as Common School District No. 13 in Jasper county, Texas, and defining its boundaries; and providing for the creating of trustees thereof, to levy, assess and collect special taxes and conferring upon the board of trustees plenary powers; and providing authority to issue bonds for the purpose of purchasing school sites and erecting, furnishing and equipping school buildings within the same, and to levy a tax therefor; and to pay current expenses for the maintenance and support of said schools; providing for a board of equalization and prescribing the duty and authority of said board; and further prescribing the duty and authority of said board; and further prescribing the duty and authority of the board of trustees; declaring valid a maintenance tax heretofore voted, and repealing all laws in conflict herewith in so far as they conflict with this act, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 545 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 545, A bill to be entitled "An Act making it unlawful for any person or persons to hunt and kill doves and quail more than thirty-one days in each year in Fayette county, State of Texas, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 569 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 569, A bill to be entitled "An Act fixing the compensation of the official shorthand reporters in the Eighty-eighth and Ninety-first Judicial Districts, Eastland county, Texas; prescribing the method of payment, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 575 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 575, A bill to be entitled "An Act creating and incorporating the O'Donnell Independent School District in the counties of Lynn and Dawson, in the State of Texas; defining the boundaries thereof; providing for a board of trustees, their election, terms of office, qualifications, powers, duties and authority; authorizing the board of trustees to levy, assess and collect taxes for maintenance and building purposes, and to issue bonds; providing for a collector and assessor of taxes and a board of equalization; providing that said O'Donnell Independent School District shall assume and discharge all valid outstanding obligations and indebtedness, if any, of any common school district comprising all or any of the land embraced within the boundaries created; validating and continuing in force any and all taxes heretofore voted and now in force in any such common school district, and providing that title to any and all property of any such common school district shall vest in the trustees of said O'Donnell Independent School District; providing for filling vacancies in the board of trustees; providing for a seal for said district; providing that the board of trustees shall be governed by the general laws of Texas in all matters where this act is silent; repealing all laws in conflict herewith; providing that invalidation by the courts of any section or provision of this act shall not invalidate any remaining provision of this act, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 576 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 576, A bill to be entitled "An Act creating and incorporating the Redwine Independent School District in Lynn county, Texas; defining the boundaries thereof; providing for a board of trustees, their election, term of office, qualifications, powers, duties and authority; authorizing the board of trustees to levy, assess and collect taxes for maintenance and building purposes and to issue bonds; providing for a collector and assessor of taxes and a board of

equalization; providing that said Redwine Independent School District shall assume and discharge all valid and outstanding obligations and indebtedness of the common school district comprising the same territory; validating and continuing in force any and all taxes heretofore voted and now in force in such common school district, and providing that title to any and all property of such common school district shall vest in the trustees of the independent school district hereby created; providing for filling vacancies on the board of trustees; providing for a seal for said district; providing that the board of trustees shall be governed by the general laws of Texas in all matters where this act is silent; repealing all laws in conflict herewith; providing that invalidation by the courts of any section or provision of this act shall not invalidate any remaining provisions of this act, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 577 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 577, A bill to be entitled "An Act creating the Lueders Independent School District of Jones county, Texas; defining its boundaries; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas on independent school districts, and the board of trustees thereof; declaring that all taxes or bonds heretofore authorized by any and all former school districts included within the boundaries hereof shall remain in full force and effect; providing that such board of trustees shall have the power to take, receive, sell, convey, transfer and dispose of real and personal property; repealing Chapter 11 of the Special Laws of Texas, passed at the Second Called Session of the Thirty-first Legislature; providing for elementary schools at convenient locations; providing for transportation of pupils, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 581 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 581, A bill to be entitled

"An Act to amend Chapter 118, Special Laws, passed at the Regular Session of the Thirty-fifth Legislature, the same being a special law for Cherokee county, Texas, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 584 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 584, A bill to be entitled "An Act creating the Hull Independent School District in Liberty county, Texas, defining its boundaries, providing for a board of trustees to manage schools within said district, and investing the said district with the rights, powers, authority, jurisdiction, privileges and duties of a town or village incorporated for free school purposes only under the general laws, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 564 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 564, A bill to be entitled "An Act creating the Megargel Independent School District in Archer county, Texas; defining its boundaries, including the present Megargel Independent School District and Common School District No. 14; providing for a board of trustees in said district, conferring upon said district and its boards of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof; providing that said district shall have the benefit of any laws hereafter enacted conferring any additional powers upon independent school districts incorporated under the general laws; providing that the present board of trustees continue in office until the expiration of their respective terms; providing that any and all outstanding indebtedness heretofore voted against any territory included in the district as hereby incorporated and any and all maintenance taxes shall remain in full force and effect; providing that title to all property belonging to Common School District No. 14 shall be vested in the Megargel Independent School District as herein created; providing for the non-

impairment of any contract, and declaring an emergency."

The bill was read second time.

On motion of Mr. Wright, the bill was laid on the table subject to call.

#### SENATE BILL NO. 325 ON SECOND READING.

On motion of Mr. Jones, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 325, A bill to be entitled "An Act for the relief of railway corporations having charters granted or amended since the first day of January, 1892, and which have failed or are about to fail to construct their roads and branches or any part thereof within the time required by law, and declaring an emergency."

The Speaker laid the bill before the House, and it was passed to third reading.

#### HOUSE BILL NO. 570 ON SECOND READING.

On motion of Mr. Thomas of Limestone, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 570, A bill to be entitled "An Act making an appropriation of the sum of twenty-five hundred dollars or so much thereof as may be necessary, when supplemented by a like sum by Glenwood Cemetery Society or citizens, to erect a monument in Glenwood Cemetery, near Grosbeck, in Limestone county, Texas, to mark the graves of the heroes and martyrs who were slain by Indians in the defense of Fort Parker on May 18, 1836, and to create a commission for that purpose, and to erect such monument and for other purposes, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### MOTION TO TAKE UP HOUSE BILL NO. 384 ON SECOND READING.

Mr. Webb moved to suspend the regular order of business to take up and have placed on its second reading and passage to engrossment,

H. B. No. 384, A bill to be entitled "An Act reorganizing and adjusting the Fourth and Seventy-first Judicial Districts of Texas, incorporating Gregg county in the Seventy-first Judicial District and fixing the time of holding court in each of the several counties of

said two districts, and providing for the proper administration of said courts."

Question recurring on the motion to suspend the regular order to take up the bill, yeas and nays were demanded.

The roll was called on the motion.

The roll call developed the fact that there was not a quorum present, and it was so announced.

#### ADJOURNMENT.

Mr. Childers moved that the House adjourn until 9 o'clock a. m. tomorrow.

Mr. Miller of Dallas moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

The motion of Mr. Miller of Dallas prevailed, and the House, accordingly, at 11:30 o'clock p. m., adjourned until 9:30 o'clock a. m. tomorrow.

#### APPENDIX.

#### STANDING COMMITTEE REPORTS.

The following standing committees filed favorable reports today on bills, as follows:

Public Health: Senate bill No. 283.

Criminal Jurisprudence: House bill No. 568.

Banks and Banking: Senate bill No. 77.

Appropriations: Senate bill No. 111.

Judicial Districts: House bill No. 582.

#### REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,  
Austin, Texas, March 7, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 527, A bill to be entitled "An Act to create a special road law for Medina county; to provide, for a special road tax; making the county commissioners of said county ex-officio road supervisors, and prescribing their duties as such, and providing for their compensation as such road supervisors; providing that in said county the payment of taxes by labor is abolished, and that all provisions of law concerning road overseers shall be of no further force or effect; providing that said commissioners shall have authority to hire road bosses and fix their compensation

as such; providing that said special law shall be cumulative of all general laws on the subject and shall be taken notice of by all the courts in the same manner as the general laws of the State of Texas on the subject of roads and bridges when not in conflict therewith, but in case of conflict this act shall control as to Medina county; that Chapter 28, Special Laws of the State of Texas, passed by the Thirtieth Legislature, which took effect March 18, 1907, and which was amended by Chapter 93 of the Special Laws of the State of Texas and passed by Thirty-fourth Legislature and which took effect on the 22nd day of June, 1915, is hereby reenacted and amended so as to read as follows."

H. B. No. 565, A bill to be entitled "An Act relative to the jurisdiction of the county court of Edwards county, Texas, conferring upon said court civil and criminal jurisdiction and conforming the jurisdiction of the district court of said county to such change."

H. B. No. 563, A bill to be entitled "An Act creating Wells County Line Independent School District in Cherokee and Angelina counties, Texas, including within its limits that certain territory described by metes and bounds; providing for its management by a board of trustees; providing for vesting certain rights, powers, privileges and duties; providing for a board of equalization; fixing their duties and powers; providing for the levy of taxes; providing for the disposition of schoolhouses; providing for assuming and care of present debts in bonds and of any other natures; declaring this act as cumulative, and declaring an emergency."

And find the same correctly engrossed.  
SNEED, Chairman.

Committee Room,  
Austin, Texas, March 7, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 566, A bill to be entitled "An Act to amend House bill No. 602, Chapter 21, page 79, of the Local and Special Laws of the Thirty-fifth Legislature, passed at its Regular Session, approved February 23, 1917, creating the Buna Independent School District so as to correct the field notes in said act and providing for the Buna Independent School District known as Common School District No. 13 in Jasper county, Texas, and defining its boundaries; and providing for the creating of

trustees thereof, to levy, assess and collect special taxes and conferring upon the board of trustees plenary powers; and providing authority to issue bonds for the purpose of purchasing school sites and erecting, furnishing and equipping school buildings within the same and to levy a tax therefor; and to pay current expenses for the maintenance and support of said schools; providing for a board of equalization and prescribing the duty and authority of said board; and further prescribing the duty and authority of said board; and further prescribing the duty and authority of the board of trustees; declaring valid a maintenance tax heretofore voted, and repealing all laws in conflict herewith in so far as they conflict with this act, and declaring an emergency."

H. J. R. No. 23, Providing for the amendment to Article III of the Constitution of the State of Texas, by adding thereto Section 59, authorizing the State of Texas to appropriate money from the general revenue and issue bonds and to lend its credit for the purpose of constructing and maintaining terminal fireproof warehouses and grain elevators at the ports of Texas for the storage of the products of the farm, ranch and orchard, and for loading for shipment for water transportation; and authorizing counties adjoining, or any defined district within the State to issue its bonds for the elevator, cold storage and curing plants and any other buildings desirable for the storage and conservation of the products of the farm, ranch and orchard.

And find the same correctly engrossed.  
SNEED, Chairman.

Committee Room,  
Austin, Texas, March 7, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 541, A bill to be entitled "An Act creating the Laketon Independent School District in Gray county, Texas, covering territory now known as the Common School Districts Nos. 1, 4, 7, 14, and a part of the Common School District Nos. —; defining its boundaries and providing for the election of a board of trustees and the election thereof and the manner of determining their term of office; defining their qualifications, powers, duties and authority, and defining their limitations, and providing for filling vacancies in said board; authorizing the board of trustees to levy, assess and collect taxes, to pay the cur-

rent expenses in the maintenance and support of the public free school therein; providing for a secretary, treasurer, tax assessor and collector and other officers and committees, and defining their duties, and providing for their compensation; providing the manner of assessing taxes; providing for a board of equalization and defining its powers and duties, and defining a basis for equalization; vesting all the property of the above named common school districts and parts of common school districts in the Laketon Independent School District, and providing that Laketon Independent School District shall be liable for all claims and debts now existing against said above named common school district, and providing for the management and control of the public free schools in said independent school district, and declaring an emergency."

H. B. No. 555, A bill to be entitled "An Act creating the Ropes Independent School District, etc., and declaring an emergency."

H. B. No. 557, A bill to be entitled "An Act creating the Mullin Independent School District in Mills county, Texas; defining its boundaries, including the present Mullin Independent School District; providing for a board of trustees in said district, conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the boards of trustees thereof, or any other law or laws that may be hereafter enacted governing independent school districts created or incorporated for free school purposes only under the general laws of this State, providing that the present board of trustees continue in office until the expiration of their respective terms, and declaring an emergency."

H. B. No. 559, A bill to be entitled "An Act to amend Section 1, House bill No. 533, Chapter 47, of the Local and Special Laws passed at the Regular Session of the Thirtieth Legislature, as amended by House bill No. 445, Chapter 39, of the Local and Special Laws passed at the Regular Session of the Thirty-sixth Legislature, entitled 'An Act creating the Eldorado Independent School District in Schleicher county, Texas, so as to extend the boundaries of said district, and declaring an emergency.'"

H. B. No. 465, A bill to be entitled "An Act creating the Megargel Independent School District in Archer coun-

ty, Texas; defining its boundaries, including the present Megargel Independent School District and Common School District No. 14; providing for a board of trustees in said district, conferring upon said district and its boards of trustees all the rights, powers, privileges, and duties now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof; providing that said district shall have the benefit of any laws hereafter enacted conferring any additional powers upon independent school districts incorporated under the general laws; providing that the present board of trustees continue in office until the expiration of their respective terms; providing that any and all outstanding indebtedness heretofore voted against any territory included in the district as hereby incorporated and any and all maintenance taxes shall remain in full force and effect; providing that title to all property belonging to Common School District No. 14 shall be vested in the Megargel Independent School District as herein created; providing for the non-impairment of any contract, and declaring an emergency."

And find the same correctly engrossed.  
SNEED, Chairman.

Committee Room,

Austin, Texas, March 7, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 271, A bill to be entitled "An Act amending Article 2826 of the Revised Civil Statutes of Texas, of 1911, and dispensing with the requirement that public school teachers make affidavit in connection with salary checks as now provided by said statutes, and declaring an emergency."

H. B. No. 282, A bill to be entitled "An Act authorizing incorporated cities, towns or villages in this State to avail themselves of the services of county tax assessors and collectors, and declaring an emergency."

H. B. No. 328, A bill to be entitled "An Act repealing Chapter 28 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, and Chapter 8 of the General Laws of the Second Called Session of the Thirty-sixth Legislature, which acts create and relate to the criminal district court of Bowie county, and declaring an emergency."

H. B. No. 387, A bill to be entitled

"An Act to validate certain sales of certain public free school lands sold to purchasers by the State on September 22, 1905; January 8, 1906, and September 5, 1907, and declaring an emergency."

H. B. No. 419, A bill to be entitled "An Act for the creation of road districts including one or more existing road districts and other territory in addition thereto, and for the issuance of bonds by such districts; providing for including within such districts any part of a road district or districts that overlap a levee district, drainage district or any other district created under the laws passed pursuant to Section 52, Article 3, of the Constitution, and for the payment of bonded debts incurred by such road districts so encroached upon; providing for the construction and maintenance of roads outside the limits of a road district; providing that any county or road district acting under the provisions of Section 52, of Article 3, of the Constitution may create indebtedness for the purpose of maintaining roads upon a vote of a two-thirds majority of the resident property taxpayers voting of such county operating under a special road law may avail itself of the provisions of this act, and declaring an emergency."

H. B. No. 452, A bill to be entitled "An Act to validate sales of certain public school lands situated in whole or in part in Uvalde county, State of Texas, sold by the State on November 28, 1904; September 20, 1909, etc."

H. B. No. 510, A bill to be entitled "An Act for the transfer of the William Edwards Survey in Tarrant county, Texas, from the Polytechnic Independent School District to the Sagamore Hill Independent District, and providing for a division of the taxes on a pro rata basis between said districts, until all existing bonds against said Polytechnic Independent School District shall have been paid; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 520, A bill to be entitled "An Act to amend Chapter 5 of the Acts of the Thirty-sixth Legislature, Third Called Session, being 'An Act creating the County Court at Law for Wichita county, Texas, and fixing and defining its duties, powers and jurisdiction, and also fixing the salaries of the judge of the County Court at Law and the salary of the county judge of Wichita county, Texas'; to further provide and authorize the judge of the county court, Wichita county, at law to appoint an official shorthand reporter for the coun-

ty court, Wichita county, at law and also fixing and providing for and specifying the manner of payment of the compensation for the official shorthand reporter of the county court, Wichita county, at law, and declaring an emergency."

H. B. No. 534, A bill to be entitled "An Act to repeal Article 7305d, Chapter 142, Section 1, Acts of the Thirty-fourth Legislature, and declaring an emergency."

H. B. No. 543, A bill to be entitled "An Act to authorize counties and cities of over ten thousand inhabitants, either or both, where a fund of fifty thousand dollars or more has been or shall be left by will or otherwise for the establishment and maintenance of a hospital in such city in which the sick and wounded of such city, or of the State of Texas, who are indigent may be admitted and receive the care and attention of the hospital and medical and surgical attention without cost, to aid in the maintenance of such hospital so far as in the judgment of the commissioners court of the county or of the governing body of the city, may be proper to provide hospital accommodations and surgical and medical attention for the sick and wounded of such county or city who may be indigent, and prescribing an emergency."

H. B. No. 547, A bill to be entitled "An Act to amend Article 7395 of the Revised Civil Statutes of the State of Texas, 1911, as the same was amended by Chapter 114 of the Acts of the Regular Session of the Thirty-fifth Legislature, and as amended by Chapter 23 of the Acts of the First Called Session of the Thirty-fifth Legislature, and as further amended by Chapter 10 and 11 of the Acts of the First and Second Called Sessions of the Thirty-sixth Legislature, relating to the inspection of hides and animals, so as to include among the counties exempt from the provisions of Articles 7356 to 7304, inclusive, the county of Matagorda, and to repeal all laws or parts of laws in conflict with this act."

H. B. No. 554, A bill to be entitled "An Act creating the Los Fresnos Independent School District in Cameron county, Texas, and defining its boundaries; providing for the election of a board of trustees therefor; providing for the selection of a secretary, treasurer, assessor and collector of taxes and all other necessary officers and committees and prescribing their qualifications; investing said district with all the rights, powers, privileges and duties of a town or village incorporated under the gen-

eral laws of the State for free school purposes only, and declaring an emergency."

And find the same correctly engrossed.  
SNEED, Chairman.

### THIRTY-SEVENTH DAY.

(Tuesday, March 8, 1921.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Thomas.

The roll was called and the following members were present:

Adams.	Henderson
Aiken.	of Marion.
Baldwin.	Hill.
Barker.	Horton.
Barrett of Bell.	Johnson
Barrett of Fannin.	of Gillespie.
Bass.	Johnson
Beasley	of Wichita.
of Hopkins.	Jones.
Beasley	Kacir.
of McCulloch.	Kellis.
Black, O. B.,	King.
of Bexar.	Kveton.
Black, W. A.,	Lackey.
of Bexar.	Laird.
Bonham.	Lauderdale.
Brady.	Lawrence.
Branch.	Looney.
Brown.	McCord.
Bryant.	McDaniel.
Burmeister.	McFarlane.
Burns.	McKean.
Carpenter.	Martin.
Childers.	Melson.
Chitwood.	Menking.
Cox.	Merriman.
Crawford.	Miller of Dallas.
Crumpton.	Morgan.
Cummins.	Moore.
Curtis.	Morris of Medina.
Darroch.	Morris
Davis, John E.,	of Montague.
of Dallas.	Mott.
Davis, John,	Neblett.
of Dallas.	Owen.
Dinkle.	Perkins
Duffey.	of Cherokee.
Duncan.	Pool.
Edwards.	Pope.
Estes.	Quaid.
Faubion.	Quicksall.
Fly.	Rice.
Fugler.	Rogers of Harris.
Garrett.	Rogers of Shelby.
Grissom.	Rountree.
Hall.	Rowland.
Hanna.	Satterwhite.
Hardin.	Schweppe.
Harrington.	Seagler.
Henderson	Sims.
of McLennan.	Smith.

Sneed.	Thrasher.
Stephens.	Veatch.
Stevenson.	Wadley.
Stewart of Reeves.	Walker.
Swann.	Wallace.
Sweet of Tarrant.	Webb.
Teer.	Wessels.
Thomas	West.
of Limestone.	Westbrook.
Thomason.	Williams
Thompson	of Montgomery.
of Red River.	Wright.
Thorn.	

#### Absent.

Beavens.	Mathes.
Coffee.	Thompson
Hendricks.	of Harris.
Johnson of Ellis.	

#### Absent—Excused.

Baker.	Patman.
Binkley.	Perkins of Lamar.
Burkett.	Perry.
Greer.	Pollard.
Harrison.	Quinn.
Laney.	Rosser.
Leslie.	Shearer.
Lindsey.	Stewart
McLeod.	of Edwards.
Malone.	Sweet of Brown.
Marshall.	Williams
Miller of Parker.	of McLennan.

A quorum was announced present.

Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

#### LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Baker and Mr. Perry for today, on motion of Mr. Moore.

Mr. Rosser for today, on motion of Mr. Wallace.

Mr. Williams of McLennan for today, on motion of Mr. Childers.

Mr. Malone for today, on motion of Mr. Adams.

Mr. Miller of Parker for today, on motion of Mr. Barrett of Fannin.

Mr. Patman for today, on motion of Mr. Henderson of Marion.

Mr. Lindsey for today, on motion of Mr. Grissom.

Mr. Greer for today, on motion of Mr. Hardin.

Mr. Pollard for today, on motion of Mr. Thrasher.

Mr. Stewart of Edwards for today, on motion of Mr. Jones.

Mr. Binkley for today, on motion of Mr. Quaid.